

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

BLACKWELL PUBLISHING, INC.,
ELSEVIER, INC., ELSEVIER B.V.,
WALTER de GRUYTER GmbH & CO. KG,
MASSACHUSETTS MEDICAL SOCIETY,
WILEY-LISS, INC., and
WILEY PERIODICALS, INC.,

Plaintiffs,

v.

FEDERAL STATE OF
NORDRHEIN-WESTFALEN, GERMANY,
d/b/a ZBMED,

Defendant.

CIVIL ACTION NO. 04-10050-NG

**DEFENDANT'S CERTIFICATION
PURSUANT TO LOCAL RULE 16.1(D)(3)**

Pursuant to Local Rule 16.1(D)(3) of the United States District Court for the District of Massachusetts, defendant Federal State of Nordrhein-Westfalen, Germany, d/b/a ZBMed, and its counsel hereby certify that they have conferred:

- (a) with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – of the litigation; and
- (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

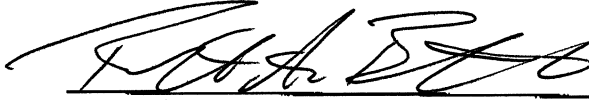
Respectfully submitted,

FEDERAL STATE OF NORDRHEIN-
WESTFALEN, GERMANY, d/b/a ZBMED

By its attorneys,



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By its duly authorized representative,

(New version will be filed once signature is received)

Deutsche Zentralbibliothek fuer Medizin ("ZBMed")
Federal State of Nordrhein-Westfalen, Germany
By: Ulrich Korwitz

July 26, 2004